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|------------------------------|---|-------------|
| In re Application of | : | |
| Gatto et al. | : | |
| Application No. 10/826,686 | : | ON PETITION |
| Filed: April 15, 2004 | : | |
| Attorney Docket No. CYBS5921 | : | |

This is a decision on the petition under 37 CFR 1.10(c), filed August 23, 2005, requesting that the above-identified application be accorded a filing date of April 15, 2004, rather than the presently accorded filing date of April 16, 2004.

Petitioner alleges that the application was deposited in Express Mail service on April 15, 2004. In support of the allegation, the petition is accompanied by a copy of a Customer Online Record of Express Mail label No. EO903339282US, indicating a date-in of April 15, 2004. Further, the label contains a United States Postal Service (USPS) stamp of April 15, 2004. The same Express Mail label number was placed on the original application papers located in the official file.

In view of the above, the petition is **granted**.

No petition fee is necessary.

This application file will be forwarded to the Office of Initial Patent Examination to correct the filing date to April 15, 2004, and mail a corrected filing receipt.

Telephone inquiries should be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions